

MAINE STATE LEGISLATURE

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1995

L.D. 749

DATE: May 17, 1995

(Filing No. S- 151)

STATE AND LOCAL GOVERNMENT

Reported by: Senator CARPENTER of York for the Committee.

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**STATE OF MAINE
SENATE
117TH LEGISLATURE
FIRST REGULAR SESSION**

COMMITTEE AMENDMENT " A " to S.P. 277, L.D. 749, Bill, "An Act to Prohibit Any State or Independent Agency from Establishing Private Accounts"

Amend the bill by striking out all of section 2 and inserting in its place the following:

'Sec. 2. 5 MRSA §1550 is enacted to read:

§1550. Conference fee accounts

Any state agency may establish an account for the sole purpose of receiving and expending reasonable fees for the operation of conferences, workshops and seminars that include any program including dissemination of information. Conference fee accounts are subject to the following.

1. Prior approval required. Any conference fee account must receive prior approval by the Department of Administrative and Financial Services through the Bureau of Accounts and Control.

2. Certain uses prohibited. Expenditures from the personal services category or from the capital expenditures category and transfers to other accounts are not permitted from a conference fee account.

3. Account balance to carry forward once. At the end of the fiscal year, any balance remaining for a given event may carry forward once and other balances lapse to the General Fund undedicated revenue.

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2 4. Misapplication from a conference fee account. A person
3 is guilty of misapplication from a conference fee account if that
4 person intentionally or knowingly violates any of the
5 restrictions contained in this section. Misapplication from a
6 conference fee account is a Class E crime.'

7 Further amend the bill by inserting at the end before the
8 statement of fact the following:

10 **FISCAL NOTE**

12 This bill may increase prosecutions for Class E crimes. If
13 a jail sentence is imposed, the additional costs to the counties
14 are estimated to be \$83.22 per day per prisoner. These costs are
15 not reimbursed by the State. The number of prosecutions that may
16 result in a jail sentence and the resulting costs to the county
17 jail system are expected to be insignificant.

18 The additional workload and administrative costs associated
19 with the minimal number of new cases filed in the court system
20 can be absorbed within the budgeted resources of the Judicial
21 Department. The collection of additional fines may increase
22 General Fund revenue by minor amounts.'

24
26 **STATEMENT OF FACT**

28 The amendment replaces section 2 of the bill. The amendment
29 creates a new Class E crime and clarifies restrictions on the use
30 of fees. The amendment also adds a fiscal note to the bill.